

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

MONDAY, FEBRUARY 3, 1986
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Struiksma at 2:06 p.m. Deputy Mayor Struiksma adjourned the meeting at 4:50 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Vacant
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-excused by R-265039
(City business)
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present
- Clerk-Abdelnour (bb)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Vacant
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-not present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present

ITEM-10: INVOCATION

Invocation was given by Pastor Gene E. Wenger, First
Church of the Brethren, San Diego.

FILE: MINUTES

Feb-3-1986

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Jones.

FILE: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

1/20/86 Adjourned

1/21/86

FILE: MINUTES

COUNCIL ACTION: (Tape location: A023-029.)

MOTION BY GOTCH TO APPROVE. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-31: ACKNOWLEDGED AND WELCOMED BY COUNCIL

Welcoming a group of 15 visitors from Girl Scout Troop 3212

(Mary Magdalene School), accompanied by Susan Mourian.

This group will arrive at approximately 3:30 p.m.

(District-6.)

FILE: MEET

COUNCIL ACTION: (Tape location: A039-059.)

* ITEM-50: (O-86-111) ADOPTED AS ORDINANCE O-16588 (New Series)

Incorporating the East 1/2 of Lot 3, Section 10, Township 15 South, Range 3 West, S.B.B.M. (a 15-acre site), located on the north side of Miramar Road, between Miramar Place and Miramar Mall, into Zone M-1B.

(Case-83-0892. University Community Area. District-1.

Introduced on 1/21/86. Council voted 8-0. Mayor vacant.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A076-082.)

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-51: (O-86-112) ADOPTED AS ORDINANCE O-16589 (New

Series)

Incorporating a portion of the Northwest Quarter of the Southwest Quarter of Lot 4, Section 11, Township 15 South, Range 3 West, S.B.B.M. (14.77 acres), located on the north side of Miramar Road between Commerce Avenue and Camino Santa Fe, into Zone M-1B (portion HR).
(Case-84-0920. Mira Mesa Community Area. District-5.
Introduced on 1/21/86. Council voted 8-0. Mayor vacant.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A076-082.)

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,
Mayor-vacant.

* ITEM-52: (O-86-128) ADOPTED AS ORDINANCE O-16590 (New Series)

Amending Section 1 of Ordinance O-16167 (New Series), adopted February 21, 1984, incorporating Lot 1, Olive Grove Tract, and a portion of Section 12, Township 14 South, Range 3 West, S.B.B.M., located north of La Cartera Street between Orange Grove Avenue and Barrymore Street, into R1-5000 Zone; extension of time to December 9, 1988.
(Case-85-0787/EOT2. Penasquitos East Community Area. District-1. Introduced on 1/21/86. Council voted 8-0.
Mayor vacant.)

FILE: ZONE ORD NO.

COUNCIL ACTION: (Tape location: A076-082.)

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,
Mayor-vacant.

* ITEM-53: (O-86-125) ADOPTED AS ORDINANCE O-16591 (New Series)

Incorporating the "Upper Mission Gorge Annexation" into Council District No. 7, under Resolution of Intention R-264881, adopted on January 21, 1986.
(Introduced on 1/21/86. Council voted 8-0. Mayor vacant.)

FILE: ANNX - Upper Mission Gorge Annexation

COUNCIL ACTION: (Tape location: A076-082.)

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea,

Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,

Mayor-vacant.

* ITEM-54: (O-86-121) ADOPTED AS ORDINANCE O-16592 (New Series)

Setting aside and dedicating Lots "L" and "Z" of Fox Run Unit 1, Map-10411, Lots 2 and 3 of University Canyon, Map-10694, and a portion of Pueblo Lot 1197, for a public park and naming said park "Tecolote Canyon Natural Park." (Linda Vista and Clairemont Community Areas. Districts-5 and 6. Introduced on 1/21/86. Council voted 8-0. Mayor vacant.)

FILE: DEED - F-3217 DEEDFY86-1

COUNCIL ACTION: (Tape location: A076-082.)

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea,

Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea,

Mayor-vacant.

ITEM-55: (O-86-132) INTRODUCED, TO BE ADOPTED FEBRUARY 18, 1986

Introduction of an Ordinance establishing a Parking Meter Zone with a parking time limit of two hours between 8:00 a.m. and 6:00 p.m., Sundays and certain holidays excepted, on both sides of First Avenue between Elm and Fir Streets. (Uptown Community Area. District-8.)

CITY MANAGER REPORT: The proposed two-hour time limit zone with parking meters was requested by the property owners representing 75 percent of the abutting frontage. Recent parking surveys determined that the average occupancy and average stay per vehicle meet the Council-approved requirements for establishing a two-hour parking time limit zone with parking meters.

FILE: --

COUNCIL ACTION: (Tape location: A083-095.)

MOTION BY MARTINEZ TO INTRODUCE AND DIRECT STAFF TO SCHEDULE A MEETING TO REVIEW THE CRITERIA THAT IS USED FOR SETTING UP METER ZONES, ESPECIALLY WHERE THERE IS EITHER A "MIXTURE" OF

RESIDENTIAL/COMMERCIAL OR WHERE THESE AREAS ARE ADJACENT TO ONE ANOTHER, AND HOW METERED COMMERCIAL ZONES ARE AFFECTING RESIDENTIAL AREAS. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-100: (R-86-1020) ADOPTED AS RESOLUTION R-264943

Awarding a contract to Ticketmaster of Southern California for a computerized ticket printing and agency system for the Convention and Performing Arts Center, as may be required for a period beginning February 10, 1986 and concluding on December 31, 1988, with options to renew the contract for two additional one-year periods.
(BID-6935)

CITY MANAGER REPORT: The Convention and Performing Arts Center (CPAC) contracts for a computerized ticket printing and agency system as an associated part of its Center Box Office operation. The current contract is with Teleseat, who terminated the contract, effective February 23, 1986, under a clause which permitted either party to do so upon ninety days' advance written notification. A request for proposals (RFP) was issued on December 19, 1985. Two proposals were received: one from Ticketron, and the other from Ticketmaster of Southern California. In view of the sharply limited number of firms in the nation engaged in this type of business, the receipt of more than two proposals had not been anticipated. Both Ticketmaster and Ticketron proposed systems which would adequately meet CPAC's operational requirements. Accordingly, the recommendation for contract award is based on a comparison of the financial terms and conditions in the two proposals. It is the Manager's judgement that the Ticketmaster proposal would best serve the interests of the City. As compensation for providing computerized ticket sale services, the contractor assesses a scale of fees and charges to the users of the system; i.e., to CPAC and to the patrons who purchase tickets by telephone or at remote ticket sale locations. The sum of money thus received by the contractor (from both CPAC and the patrons) represents the total "cost" of the system. Based on the projected level of ticket sale activity over the anticipated five-year term of the contract, the total five year cost of the Ticketmaster system would be \$7,817 less than that proposed by Ticketron.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A124-197.)

MOTION BY McCARTY TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-101: (R-86-1358) ADOPTED AS RESOLUTION R-264944

Awarding a contract to Daley Corporation for Maintenance Surfacing of Various City Streets - Group "V" FY '86; authorizing the City Auditor and Comptroller to transfer \$120,000 from the Water Revenue Fund 41502, Unallocated Reserve 70679 to the Water Operating Fund 41500; authorizing the City Auditor and Comptroller to transfer \$54,000 within the Sewer Revenue Fund 41506 from the Unallocated Reserve 70697 to the Sewer Main Maintenance Program 70440; authorizing the expenditure in the amount of \$174,000 (\$120,000 from the Water Operating Fund 41500; and \$54,000 from the Sewer Revenue Fund 41506) to supplement funds previously authorized by Resolution R-264315, adopted on October 28, 1985, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-6783)

CITY MANAGER REPORT: On October 28, 1985, by Resolution R-264315, Council authorized advertising and award of a contract for maintenance resurfacing various streets - Group V. That Resolution authorized the expenditure of \$338,000 of Utility Funds (Water - \$172,000, Sewer \$166,000) for raising water gate valve covers and sewer manhole covers to the higher elevation of the resurfaced streets. Based on the actual bids received, this work will cost approximately \$514,000. It is therefore necessary to increase the funds available for this component of the contract. Adequate funds are available from the Water and Sewer Fund reserves for this purpose.

Aud. Cert. 86622.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-102:

Two actions relative to awarding contracts:

Subitem-A: (R-86-1199) ADOPTED AS RESOLUTION R-264945
Western Water Meter Co., Inc. for the purchase of 100
2-inch turbine type fire hydrant meters for a total cost of
\$44,405.58, including tax and terms. (BID-6817)
Aud. Cert. 86629.

Subitem-B: (R-86-1197) ADOPTED AS RESOLUTION R-264946
McKesson Chemical for furnishing ammonium sulfate, as may
be required for a period of one year beginning March 1,
1986 through February 28, 1987, for an estimated cost of
\$37,070, with a price escalation during the contract year
not to exceed 10 percent of bid price. (BID-6845)

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed
by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not
present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

* ITEM-103: (R-86-1201) ADOPTED AS RESOLUTION R-264947

Inviting bids for Maintenance Surfacing of Various City
Streets Group "V-1"; authorizing the execution of a
contract with the lowest responsible and reliable bidder;
authorizing the Auditor and Comptroller to transfer \$42,000
from the Water Revenue Fund 41502, Unallocated Reserve
70679 to the Water Operating Fund 41500, Water Main
Maintenance Program 70540; authorizing the Auditor and
Comptroller to transfer \$31,000 within the Sewer Revenue
Fund 41506 from the Unallocated Reserve 70697 to the Sewer
Main Maintenance Program 70440; authorizing the expenditure
of funds not to exceed \$1,073,000 (\$1,000,000 from SB 300
Funds; \$42,000 from Water Utility Operating Fund 41500; and
\$31,000 from Sewer Revenue Fund 41506) for said project and
related costs; authorizing the Auditor and Comptroller,
upon advice from the administering department, to transfer
excess budgeted funds, if any, to the appropriate reserves.
(BID-6984)

CITY MANAGER REPORT: This contract supplements the FY 1986
street program of resurfacing City streets due to receipt of SB
300 funds from the State. Funds must be used for street

resurfacing and/or reconstruction in the current fiscal year. Use of these funds was approved by the Transportation and Land Use Committee at its meeting of December 16, 1985. Under the program standards, asphalt streets should receive this resurfacing treatment every 21 years. Streets to be resurfaced are selected on the basis of an annual survey using the following criteria: age, oxidation, cracking, amount of patching, nature of use, and avoiding conflict with planned underground utility work. Following is a summary of miles of streets by neighborhood: Downtown, Hillcrest, North Park, Normal Heights, Logan Heights - 2 miles; East San Diego, Southeast San Diego, Paradise Hills, Encanto - 4 miles; Mission Hills, Old Town, Point Loma, Ocean Beach - 2 miles; Mission Beach, Pacific Beach, La Jolla, Bay Park - 5 miles; Clairemont, Serra Mesa, Tierrasanta - 5 miles; Del Cerro, Allied Gardens, San Carlos - 1 mile; Penasquitos, Rancho Bernardo, San Pasqual - 1 mile. The Utilities Department contributes funds to this contract for the raising of sewer manhole covers and gate valve covers to the new surface elevation. Funds were not budgeted in the FY 1986 Utilities Department budget to cover these two items; therefore, it is necessary to transfer funds from the Water and Sewer Fund Unallocated Reserves.

Aud. Cert. 86623.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-104: (R-86-1190) ADOPTED AS RESOLUTION R-264948

Rejecting all bids received on October 6, 1983 for Tierrasanta Community Park Additional Improvements; approving the amended plans and specifications and readvertising for bids for the above improvements on Work Order No. 118409; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the Auditor and Comptroller to transfer \$20,000 from PSD Fund 11340 to CIP-23-590.4, Tierrasanta Community Park Additional Improvements; authorizing the expenditure of \$20,000 from CIP-23-590.4, Tierrasanta Community Park Additional Improvements, to supplement funds previously authorized by Resolution R-259160, adopted on September 12, 1983, for said project and related costs; authorizing the

Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-5253A)

(Tierrasanta Community Area. District-7.)

CITY MANAGER REPORT: This project was advertised and bids were opened on October 6, 1983. The low bidder failed to execute a contract with the City of San Diego. On June 20, 1984, the contractor was declared a non-responsible bidder. Since much time has elapsed between the bid opening and the non-responsible bidder declaration, readvertising of the bid is required. Tierrasanta Community Park is located at 11220 Clairemont Mesa Boulevard. The first phase improvements were completed on July 24, 1981. The second construction contract was completed on December 3, 1982. In early 1983, the temporary Tierrasanta Library was moved to the park as part of the construction contract for the new library. The temporary library is now being used as a recreation center. The proposed additional improvements include:

1. A new handrail and stairs for the building.
2. Paving and irrigation system modifications around the building.
3. Small children's play area modifications which will minimize the amount of sand tracked onto the tennis courts.
4. Modifications to a retaining wall and the replacement of a concrete bleacher pad at the west side of the park.

Aud. Cert. 86446.

FILE: W.O. 118409 CONFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-105: (R-86-428) ADOPTED AS RESOLUTION R-264949

19860203

Inviting bids for the construction of the Advanced Water Treatment Pilot Plant Contract No. 1 on Work Order No. 37399; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$613,000 from Sewer Revenue Fund 41506, Wastewater Research Program 70217, Non-Personnel Expense, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from

the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-6753)
(Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT: In December 1983, Council accepted a \$14 million Clean Water Grant increase to continue research in reclaiming wastewater to potable water quality using aquaculture technology. The original aquaculture grant was used to demonstrate the effectiveness of aquaculture as a secondary sewage treatment process. The grant increase is being used to convert the aquaculture effluent to potable water quality through technologies such as reverse osmosis, carbon adsorption, and standard disinfection techniques. Contract No. 1 of the advanced water treatment pilot plant is for construction of the necessary processes to convert the aquaculture effluent to potable water at the aquaculture pilot plant in Mission Valley. Only one module will be constructed at this time to provide sufficient water for a Health Affects study of the effluent. Additional modules will be constructed at a later date to increase the capacity at the Mission Valley plant or a proposed, future facility in Balboa Park.

Aud. Cert. 86322.

WU-U-85-324.

FILE: W.O. 37399 CONT-Olson Construction CONTFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-106: (R-86-1198) ADOPTED AS RESOLUTION R-264950

Rejecting all bids received on September 5, 1985 for the construction of Western Hills Community Park - Additional Improvements; approving the amended plans and specifications and readvertising for bids for the above construction on Work Order No. 118378; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the Auditor and Comptroller to transfer \$17,000 from PSD Fund 13420 to CIP-29-472, Western Hills Neighborhood Park - Improvements; authorizing the expenditure of \$17,000 from CIP-29-472, Western Hills Neighborhood Park - Improvements, to supplement funds previously authorized by Resolution R-263831, adopted on August 12, 1985, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from

the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-6608A)
(Clairemont Mesa Community Area. District-6.)

CITY MANAGER REPORT: Western Hills Park is located east of Highway 5 and Mission Bay and south of Clairemont Drive on Kane Street. The existing park was constructed in 1981. Lack of funds at that time precluded construction of the entire park according to the approved General Development Plan (GDP). Subsequent accumulation of Park Fee Funds now enable the completion of the park according to the GDP in addition to correcting erosion effects which have occurred since the initial development. The proposed improvements include construction of a sand tot lot with additional play equipment, landscaping and an automatic irrigation system for the picnic area, minor drainage facilities, and a sidewalk from the tot lot west to Jellet Street. The project was advertised and bids were opened on September 5, 1985. Twelve bid packages were issued. One bid which was 25.6 percent over the estimate of \$99,000 was received. The consultant's estimate was in error and did not reflect the large increase in construction costs experienced this year. Therefore, in an attempt to reduce the construction cost, the plans have been modified and the project will be readvertised.

Lockwood/Loveland/WES
Aud. Cert. 86612.

FILE: W.O. 118378 CONTFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-107: (R-86-1200) CONTINUED TO FEBRUARY 10, 1986

Authorizing the Purchasing Agent to advertise for sale 22 Equipment Division vehicles, which are so used, obsolete or depreciated as to be unfit or undesirable for use or retention by the City; declaring that expenses in connection with the sale of said vehicles shall be deducted from the proceeds received from the sale thereof.
(BID-6983L)

FILE: --

COUNCIL ACTION: (Tape location: A198-264.)

MOTION BY McCARTY TO CONTINUE TO FEBRUARY 10, 1986, AND DIRECT STAFF TO REVIEW LOW MILEAGE ON SUBJECT VEHICLES AND REPORT BACK

TO COUNCIL AT THAT TIME. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-108:

Three actions relative to the final subdivision map of Lusk Mira Mesa Business Park East 1, Unit No. 3, an 8-lot subdivision located southwesterly of Mira Mesa Boulevard and Camino Santa Fe:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-86-1309) ADOPTED AS RESOLUTION R-264951
Authorizing the execution of an agreement with Lusk-Smith/Mira Mesa North for the installation and completion of public improvements.

Subitem-B: (R-86-1308) ADOPTED AS RESOLUTION R-264952
Approving the final map.

Subitem-C: (R-86-1310) ADOPTED AS RESOLUTION R-264953
Approving the acceptance by the City Manager of the deed of H.G. Fenton Material Company, granting to City an easement for drainage and sewer purposes in portions of Parcel 2 of Parcel Map PM-7131.

FILE:

Subitems A and B - SUBD Lusk Mira Mesa
Business Park East 1, Unit No. 3;

Subitem C

- DEED F-3208 DEEDFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-109: (R-86-1318) ADOPTED AS RESOLUTION R-264954

Approving the acceptance by the City Manager of that grant deed of Shearn H. Platt and Linda G. Platt, granting to City Parcel 2 of Parcel Map PM-13095.
(Located in the canyon area of Spruce and Albatross

Streets. Hillcrest Community Area. District-8.)

CITY MANAGER REPORT: This acquisition results from a request for the City to accept a gift of canyon land for open space purposes from the owners of an improved parcel adjoining the canyon near Banker's Hill. This land, although not part of a City open space plan, lends itself well to the open space concept and the gift has the approval of the Park and Recreation Department. The City already has other land in the canyon which was acquired in this manner.

Fowler/Spotts/ILJ

FILE: DEED - F-3209 DEEDFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-110: (R-86-1320) ADOPTED AS RESOLUTION R-264955

Approving the acceptance by the City Manager of that deed of Daley Corporate Center, conveying to the City a sewer easement in a portion of Lot 7, Block 28 of Rosedale, Map-826; authorizing the execution of a quitclaim deed, quitclaiming to Daley Corporate Center, all of the City's right, title and interest in the sewer easement in a portion of Lot 7, Block 28 of Rosedale, Map-826.
(Serra Mesa Community Area. District-5.)

FILE: DEED - F-3210 DEEDFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-111: (R-86-1316) ADOPTED AS RESOLUTION R-264956

Approving the acceptance by the City Manager of a street easement deed of Lusk-Smith/Mira Mesa North, granting to the City an easement for public street purposes in a portion of Parcel 3 of Parcel Map PM-13071; dedicating said land as and for public streets, and naming the same Camino Santa Fe, Mira Mesa Boulevard and Flanders Drive.
(Mira Mesa Community Area. District-5.)

FILE: DEED - F-3211 DEEDFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-112: (R-86-1212) ADOPTED AS RESOLUTION R-264957

Setting aside and dedicating a portion of Pueblo Lot 1304 for public streets and naming the same Nobel Drive and Shoreline Drive.

(University City Community Area. District-1.)

CITY MANAGER REPORT: As a condition of Subdivision Board approval of the tentative map of Towne Centre Apartments (TM-84-0223) in University City, the subdivider is required to dedicate and develop off-site portions of Nobel Drive and Shoreline Drive in the southwest corner of an adjacent City-owned Pueblo Lot. The 0.39-acre segment of Nobel Drive to be dedicated on City property is part of the easterly extension of this primary arterial street and will furnish access to the City's landlocked 129-acre Pueblo Lot as well as to the new subdivision. Intersecting Nobel Drive on the City property will be the 0.22-acre portion of Shoreline Drive also proposed for dedication, consisting of a cul-de-sac which will serve as the entrance to the new subdivision.

Since the Shoreline Drive cul-de-sac is of no City benefit beyond serving as the entrance to the new subdivision, the developer is paying the City compensation at fair market value for the 0.22 acre to be encumbered with the street dedication. The just compensation was determined by a City staff appraisal to be \$24,200, as of October 8, 1985. Due to the fact that Nobel Drive will give the City's land needed access, no compensation is being charged the developer for the dedication. There is no cost to the City for either the Nobel Drive or the Shoreline Drive street construction.

FILE: DEED - F-3212 DEEDFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-113: R-86-1317) ADOPTED AS RESOLUTION R-264958

Authorizing the expenditure of an amount not to exceed \$55,000 from General Services Operation Funds for the

Miramar Landfill Program Element 53631, to cover the cost of acquiring temporary access rights to the Miramar Landfill Program for a one-year period.

(Clairemont Mesa Community Area. District-5.)

CITY MANAGER REPORT: Beginning in 1960, the City's only access to the Miramar Landfill has been via private property at the northerly extension of Mercury Street, one block north of Clairemont Mesa Boulevard west of I-163. Since 1977, this has been accomplished by a series of one-year temporary access road easements. A permanent route at Convoy Street Extension will be available with construction of Highway 52 currently scheduled for completion in 1988. The latest agreement, approved by Council in January 1983, provided the City with one-year use of the road at a fair market rental with options to renew for four additional one-year periods at annual rent increases based on the Consumer Price Index. This agreement expires in October 1987. Property Department staff is currently attempting to have the agreement extended until Convoy Street is completed.

Aud. Cert. 86606.

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-114: (R-86-1375) ADOPTED AS RESOLUTION R-264959

Certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0707, issued in connection with Old Mission Dam Park, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said Declaration has been reviewed and considered by the Council; approving the Final Development Plan for Old Mission Dam Park, as proposed in City Manager Report CMR-86-24.

(See City Manager Report CMR-86-24. East Elliott Community Area. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 1/22/86. Recommendation to approve the Final Development Plan for Old Mission Dam Park, CIP-29-554. Districts 1, 2, 5, 6 and 7 voted yea.

CITY MANAGER REPORT: Certification of the Mitigated Negative Declaration EMND-84-0707 and approval of the Final Development Plan will allow the Park and Recreation Department to submit a

complete Land and Water Conservation Fund (LWCF) grant package for Old Mission Dam. The project includes improvement of the existing parking lot, creation of an interpretive system for the Dam to include trails, signage and viewpoint areas, and development of a landscape grove for a picnic area at a total estimated cost of \$200,000. Without the certification, the grant application package will be accepted, but will not receive the points awarded for a complete application. Since this is a competitive process, the more points awarded will improve the project's chance of receiving funds. The request for certification of the Mitigated Negative Declaration and approval of the Final Development Plan are being considered at this time because of the grant deadline. Another grant application for this project has also been submitted under the State Regional Competitive Program for \$150,000 in which the above documents were not required. Since the time of that application, the estimated project costs have increased to \$200,000. Should the City receive the requested funding from both sources, no City funds will be necessary for the project. If only one grant is received, the City will have to supply the necessary matching funds of \$100,000 for the LWCF grant or \$22,500 for Regional Competitive grant. Should no grants be awarded for this project, it will be delayed until a funding source is identified.

NOTE: See Items 115 and 116.

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-115: (R-86-1251) ADOPTED AS RESOLUTION R-264960

Approving the filing of an application for state grant assistance for the Padre Dam (Old Mission Dam) Restoration, under the provisions of Chapter 433, Statutes of 1985; certifying the assurance and certifications contained in the application and declaring that Council has sufficient funds to operate the project; declaring that the General Provisions contained in the State/local agreement have been reviewed and understood; authorizing the City Manager or his representative to execute an agreement with the State of California to accept a grant of \$200,000 for the purpose of restoring the Padre Dam in Mission Trails Regional Park;

authorizing the City Auditor and Comptroller to add CIP-29-607, Padre (Old Mission) Dam Restoration to the FY '86 CIP Program and to establish a Special Fund 39003, Padre (Old Mission) Dam Restoration, which will earn its own interest in accordance with grant requirements. (See City Manager Report CMR-86-26. East Elliott Community Area. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 1/22/86. Recommendation to adopt the Resolution. Districts 1, 2, 5, 6 and 7 voted yea.

NOTE: See Items 114 and 116.

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-116:

Three actions relative to Grant Applications for Land and Water Conservation Funds (LWCF):
(See City Manager CMR-86-11. Serra Mesa, East Elliott, Otay Mesa-Nestor Community Areas. Districts-5, 7 and 8.)

Subitem-A: (R-86-1156) ADOPTED AS RESOLUTION R-264961

Authorizing the City Manager to submit an application for FY '86 LWCF Program funding for Old Mission Dam Parksite Development; authorizing the City Manager or his representative to perform or certify any and all necessary actions to secure the funds; authorizing the expenditure of an amount not to exceed \$200,000 of Environmental Growth Funds from CIP-20-010, Annual Allocation, for the purpose of providing for the development of the Old Mission Dam Parksite.

Aud. Cert. 86589.

Subitem-B: (R-86-1157) ADOPTED AS RESOLUTION R-264962

Authorizing the City Manager to submit an application for FY '86 LWCF Program funding for Cabrillo Heights Neighborhood Park Improvements; authorizing the City Manager or his representative to perform or certify any and all necessary actions to secure the funds; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$100,000 of park service fees from Park Service District Fund No. 14340 (\$16,006), 14341 (\$11,382), 14342

(\$13,655), 14343 (\$9,585), 14350 (\$5,939), 14360 (\$29,446), 14370 (\$3,918), 14380 (\$5,178), 14393 (\$4,891) and \$400,000 of Capital Outlay funds from CIP-23-616, Serra Mesa Community Park Development Phase III, FY '87 to CIP-29-558, Cabrillo Heights Neighborhood Park - Improvements, FY '87. Aud. Cert. 86591.

Subitem-C: (R-86-1158) ADOPTED AS RESOLUTION R-264963

Authorizing the City Manager to submit an application for FY '86 LWCF Program funding for Southwest Neighborhood Park Acquisition; authorizing the City Manager or his representative to perform or certify any and all necessary actions to secure the funds; authorizing the City Auditor and Comptroller to add CIP-29-248, Southwest Neighborhood Park - Acquisition to the FY '86 CIP Program; authorizing the City Auditor to transfer an amount not to exceed \$180,000 of park service fees from Park Service District Fund 16730, to CIP-29-248, Southwest Neighborhood Park - Acquisition; authorizing the expenditure of an amount not to exceed \$100,000 from CIP-29-248, Southwest neighborhood Park - Acquisition, for providing funds for the acquisition of Southwest Neighborhood Park.

COMMITTEE ACTION: Reviewed by PFR on 1/8/86. Recommendation to approve the City Manager's recommendation. Districts 1, 2, 5 and 7 voted yea. District 6 not present. Aud. Cert. 86590.

NOTE: See Items 114 and 115.

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-117: (R-86-1322) ADOPTED AS RESOLUTION R-264964

Authorizing the execution of an agreement with BSI Consultants, Inc., for engineering services for the design of Sewer and Water Main Replacement Group 81 and Sewer Main Replacement Group 82; authorizing the expenditure of an amount not to exceed \$84,745 for Sewer Main Replacement Group 81 and \$105,982 for Sewer Main Replacement Group 82 from Sewer Revenue Fund 41506, Annual Allocation for Sewer Main Replacements (CIP-44-001), for providing funds for the above project; authorizing the expenditure of an amount not

to exceed \$6,009 for Water Main Replacement Group 81 from the Water Revenue Fund 41502, Annual Allocation for Water Main Replacements (CIP-73-083) for providing funds for the above project.

(Pacific Beach Community Area. District-6.)

CITY MANAGER REPORT: The proposed agreement provides for consultant design services for two sewer group jobs in the Mission Bay drainage basin. Under the terms of the agreement BSI Consultants, Inc., will prepare construction drawings, specifications, and cost estimates for the construction of Sewer Main Replacement Groups 81 and 82 located in the Pacific Beach area of the City. Approximate lengths of mains to be replaced are 10,572 lineal feet and 12,346 lineal feet per Groups 81 and 82, respectively.

Aud. Cert. 86614.

FILE: MEET CCONFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-118:

Two actions relative to amending the Grant Transfer Agreement with San Diego Metropolitan Transit Development Board (SDMTDB):

(See the letter from Brigid Hynes-Cherin, Regional Administrator of Urban Mass Transportation Administration.)

Subitem-A: (R-86-1295) ADOPTED AS RESOLUTION R-264965
Relinquishing the City's interest and responsibility in the Federal Grant CA-90-X092 from the Urban Mass Transportation Administration (UMTA).

Subitem-B: (R-86-1296) ADOPTED AS RESOLUTION R-264966
Authorizing the execution of a first amendment to the Grant Transfer Agreement with SDMTDB for the transfer of UMTA Grant CA-90-X092 from the City of San Diego to MTDB.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-119: (R-86-1233) ADOPTED AS RESOLUTION R-264967

Authorizing the execution of a first amendment to the lease agreement with Richard M. and Juanita L. Meyer, granting an extension of time to January 15, 1988 for the completion of repairs and restoration of the Judson House in San Pasqual Valley; increasing the present rent credit from \$31,200 to \$46,800.

(See City Manager Report CMR-86-25. San Pasqual Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 1/22/86. Recommendation to adopt the amendment to the lease agreement. Districts 1, 2, 5, 6 and 7 voted yea.

FILE: LEAS - Richard M. and Juanita L. Meyer
LEASFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-150: (R-86-1395) ADOPTED AS RESOLUTION R-264968

Establishing Council Policy 000-27, entitled "In-Town Reimbursable Expense and Out-of-Town Travel Procedures," relating to expense accounts and credit cards, as set forth in Administrative Regulations 90.30 and 95.40.

(See memorandum with attachments from the City Manager and the City Auditor and Comptroller dated 12/23/85.)

COMMITTEE ACTION: Reviewed by RULES on 1/6/86.

Recommendation to adopt a new Council Policy to be drafted by the City Auditor and City Attorney for Council consideration.

Districts 2, 3, 5 and 8 voted yea.

FILE: MEET

COUNCIL ACTION: (Tape location: A265-309.)

MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-151: (R-86-1328) NOTE AND FILE

Directing the representatives of the City of San Diego to the San Diego Metropolitan Transit Development Board (MTDB) to vote in favor of the Old Town North Trolley Line as set

forth in the memorandum from Deputy Mayor Ed Struiksma to the Rules Committee, dated December 31, 1985; declaring that said representatives are directed to call for a weighted vote, if necessary, to insure that the Old Town North Line extension is given priority.
(See memorandum from Deputy Mayor Struiksma dated 12/31/85.)

COMMITTEE ACTION: Reviewed by RULES on 1/6/86. Recommendation to adopt the Resolution. Districts 2, 3, 5 and 8 voted yea.

FILE: MEET

COUNCIL ACTION: (Tape location: B437-C038.)

Motion by McCarty to adopt. Second by Wolfsheimer. No vote taken.

MOTION BY MARTINEZ TO FILE. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-152: (O-86-137) INTRODUCED AS AMENDED, TO BE ADOPTED
FEBRUARY 18, 1986

Introduction of an Ordinance amending Chapter IV, Article 2, Division 1, of the San Diego Municipal Code by amending Sections 42.0130 and 42.0130.1 and by adding Sections 42.0130.2, 42.0130.3, 42.0132.2 and 42.0132.3 and by repealing Sections 42.0135 and 42.0136, relating to Vending Vehicles or Mobile Food Preparation Vehicles (hot trucks).
(See City Manager Report CMR-85-502 with attachments; Committee Consultant Analysis PSS-85-37.)

COMMITTEE ACTION: Reviewed by PSS on 12/18/85. Recommendation to introduce the Ordinance. Districts 1, 3, 7 and 8 voted yea. District 4 not present.

FILE: --

COUNCIL ACTION: (Tape location: A310-B436.)

MOTION BY McCARTY TO INTRODUCE AS AMENDED CHANGING THE WORDING FROM "MOBILE FOOD PREPARATION" TO "FOOD VENDING VEHICLES" ("HOT" AND "COLD" TRUCKS), THAT VEHICLES ARE TO BE YARDED AT NIGHT, AND THAT THE PUBLIC SERVICES AND SAFETY COMMITTEE IS TO REPORT BACK TO COUNCIL IN A YEAR'S TIME WITH A REVIEW OF THE INDUSTRY.

Second by Martinez. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-153: (R-86-1211) ADOPTED AS RESOLUTION R-264969

Authorizing the execution of an agreement with Eastgate Limited, (Purchaser) and Access Research Corporation, (Employer), for the sale of a portion of Lot 7, Eastgate Technology Park, and a Right of First Refusal on the balance of Lot 7 for a six-month period from the date of filing the Parcel Map; authorizing the Mayor and the City Clerk to execute a deed conveying the approximately 2-net-acre parcel, when created, to Eastgate Limited; authorizing the payment of the appropriate costs of the sale from the proceeds of the sale.

(See City Manager Reports CMR-86-35 and CMR-86-4. University Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 1/22/86. Recommendation to return to the City Council with no recommendation. Districts 1, 2, 5, 6 and 7 voted yea.

FILE: DEED F-3597 MEET DEEDFY86-1 CONTFY86-1

COUNCIL ACTION: (Tape location: C456-D101.)

MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ADDITIONAL BUSINESS:

By common consent the Council directed the City Manager to report on savings that could be generated by eliminating the Committee system.

FILE: MEET

COUNCIL ACTION: (Tape Location: D035-067.)

ITEM-200:

Two actions relative to the final subdivision map of Carmel Valley Neighborhood 5 Unit No. 9, an 18-lot subdivision located northeasterly of I-5 and Carmel Valley Road: (North City West Community Area. District-1.)

Subitem-A: (R-86-1305) ADOPTED AS RESOLUTION R-264970

Authorizing the execution of an agreement with Baldwin Builders for the installation and completion of public improvements.

Subitem-B: (R-86-1304) ADOPTED AS RESOLUTION R-264971

Approving the final map.

FILE: SUBD - Carmel Valley Neighborhood 5, Unit
No. 9 CONFY86-1

COUNCIL ACTION: (Tape location: D102-165.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-201:

Four actions relative to Summers Governor Park Plaza Unit
No. 1, a one-lot subdivision located southwesterly of I-805
and Governor Drive:
(University North Community Area. District-1.)

Subitem-A: (R-86-1307) ADOPTED AS RESOLUTION R-264972
Agreement with Harry L. Summers, Inc. for the installation
and completion of public improvements.

Subitem-B: (R-86-1306) ADOPTED AS RESOLUTION R-264973
Approving the final map.

Subitem-C: (R-86-1311) ADOPTED AS RESOLUTION R-264974
Vacating the City's interest in unneeded water and general
utility easements affecting Lot 16 of Map-10671 and in a
portion of Parcel 3 of Parcel Map PM-11432.

Subitem-D: (R-86-1312) ADOPTED AS RESOLUTION R-264975
Approving the acceptance of that deed of San Diego Gas and
Electric Company, granting to the City an easement for
public street purposes in a portion of the westerly 150
feet of Pueblo Lot 1275; dedicating said land as and for a
public street and naming the same Greenwich Drive.

FILE:

Subitems A and B - SUBD Summers Governor
Park Plaza Unit No. 1;

Subitem C - DEED
F-3213;

Subitem D - DEED F-3214
DEEDFY86-2

COUNCIL ACTION: (Tape location: D166-216.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Martinez. Passed by

the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-202: (R-86-1319) ADOPTED AS RESOLUTION R-264976

Approving the acceptance by the City Manager of that deed of Poletta Sue Hudson, conveying to City a sewer easement in portions of Lots 29 and 30, Block 85 of Morse's Subdivision, Map-547; authorizing the execution of a quitclaim deed, quitclaiming to Poletta Sue Hudson all the City's right, title and interest in a sewer easement in Lots 29 and 30, Block 85 of Morse's Subdivision, Map-547; approving the acceptance by the City Manager of those drainage easement deeds of Poletta Sue Hudson and Lucian and Felicitas V. Salazar, granting to City storm drain easements in portions of Lots 18, 28, 29, 30 and 31, Block 85 of Morse's Subdivision, Map-547.

(Greater Golden Hill Community Area. District-4.)

FILE: DEED - F-3215 DEEDFY86-2

COUNCIL ACTION: (Tape location: D217-237.)

MOTION BY JONES TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (R-86-1326) ADOPTED AS RESOLUTION R-264977

Approving the acceptance by the City Manager of that deed of IBE Investments, Inc. conveying to City a drainage easement in a portion of Lot 2342, Bernardo Trails Unit No. 5, Map-9226; authorizing the execution of a quitclaim deed, quitclaiming to IBE Investments, Inc., all the City's right, title and interest in the drainage easement in Lot 2342, Bernardo Trails Unit No. 5, Map-9226.

(Rancho Bernardo Community Area. District-1.)

FILE: DEED - F-3216 DEEDFY86-1

COUNCIL ACTION: (Tape location: D238-250.)

MOTION BY McCARTY TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-204:

Five actions relative to establishing the Eastgate

Technology Park Landscape Maintenance District:
(University Community Area. District-1.)

Subitem-A: (R-86-1343) ADOPTED AS RESOLUTION R-264978

Authorizing the City Manager to initiate proceedings for the formation of the Eastgate Technology Park Landscape Maintenance District, pursuant to the Landscape and Lighting Act of 1972 (Sections 22500, et seq., San Diego Municipal Code) and the San Diego Maintenance District Procedural Ordinance of 1975 (Sections 65.0201, et seq., San Diego Municipal Code).

Subitem-B: (R-86-1345) ADOPTED AS RESOLUTION R-264979

Approving the City Engineer's Report.

Subitem-C: (R-86-1344) ADOPTED AS RESOLUTION R-264980

Resolution of Intention to levy and collect assessment and to cause the formation of the Eastgate Technology Park Landscape Maintenance District.

Subitem-D: (R-86-1347) ADOPTED AS RESOLUTION R-264981

Waiving the notice and public hearing for the formation of the Maintenance District, pursuant to California Streets and Highways Code Section 22608.1, in light of the unanimous petition of the property owner and waiver of notice signed by the property owner.

Subitem-E: (R-86-1346) ADOPTED AS RESOLUTION R-264982

Considering the protests, approving the modified map, confirming the assessments, and ordering the proposed maintenance in the matter of the Eastgate Technology Park Landscape and Lighting Maintenance District.

CITY MANAGER REPORT: Eastgate Technology Park Unit No. 1

Subdivision (Map-10830) is being developed by the City of San Diego on City-owned land. An annual maintenance district is being proposed to provide future maintenance of open space, landscaped center islands, landscaped slopes, and buffer zones. The contractor constructing the public improvements and landscaping for the subdivision will provide all maintenance through the balance of this fiscal year and approximately half of the next fiscal year. No assessments are proposed for the current fiscal year.

FILE: STRT - M-108

COUNCIL ACTION: (Tape location: D251-262.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-205: (R-86-1164) RETURNED TO CITY MANAGER

(Continued from the meeting of January 13, 1986, Item 201, at the City Manager's request.)

Amending Council Policy 800-2 regarding Utility Undergrounding Program - Use of Case 8209 Funds for Conversion Work on Private Property.

(See City Manager Report CMR-86-5. City-wide Community Areas.)

NOTE: See Item 206.

FILE: MEET

COUNCIL ACTION: (Tape location: A030-050.)

MOTION BY GOTCH TO RETURN TO THE CITY MANAGER TO COMPLETE NEGOTIATIONS WITH SAN DIEGO GAS & ELECTRIC COMPANY WITH A REPORT TO BE BROUGHT BEFORE COUNCIL IN APPROXIMATELY THREE TO FOUR WEEKS. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-206: (R-86-385) RETURNED TO THE CITY MANAGER

(Continued from the meetings of September 30, 1985, October 14, 1985, November 12, 1985, November 25, 1985 and January 13, 1986, Item 202; last continued at the City Manager's request.)

Resolution calling a public hearing to determine whether the public health, safety or general welfare requires the formation of an Underground Utility District to be known and denominated as the Murray Ridge Road (Encino Avenue to Harjoan Avenue) Underground Utility District.

(Serra Mesa Community Area. District-5.)

CITY MANAGER REPORT: The proposed district will underground the overhead utility facilities on Murray Ridge Road between Encino Avenue and Harjoan Avenue. This is a scheduled project in the Calendar Year 1986 Capital Improvements Program. The formation of this district will require the affected property owners to underground the portion of their utilities on their parcel prior to removal of the overhead utilities. The total number of affected properties in this district is 51, all of

which are single family residential properties. A typical cost range for a licensed contractor to perform this conversion work on residential private property is \$600 to \$1,100. The recently adopted Council Policy 800-2 provides for the use of San Diego Gas and Electric Company's annual allocation funds (Case 8209) to make reimbursement payments of \$300 each to the affected property owners where the required length of trenching on private property exceeds 15 feet. A future resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.

Aud. Cert. 86223.

NOTE: See Item 205.

FILE: STRT K-150

COUNCIL ACTION: (Tape location: A051-056.)

MOTION BY GOTCH TO RETURN TO THE CITY MANAGER TO COMPLETE NEGOTIATIONS WITH SAN DIEGO GAS & ELECTRIC COMPANY WITH A REPORT TO BE BROUGHT BEFORE COUNCIL IN APPROXIMATELY THREE TO FOUR WEEKS. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-207: (R-86-1266) CONTINUED TO FEBRUARY 18, 1986

Prohibiting commercial vehicles with a gross vehicle weight of over 10,000 pounds from operating on 41st Street between Market and "J" Street; authorizing the installation of the necessary signs and markings; declaring that the hereinabove regulations shall become effective upon the installation of such signs.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: The proposed prohibition of commercial vehicles having a gross vehicle weight over 10,000 pounds on 41st Street between Market and "J" Streets was requested by the property owners representing 83 percent of the affected frontage. Staff has no objections to the proposed prohibition.

FILE: --

COUNCIL ACTION: (Tape location: A057-063.)

MOTION BY JONES TO CONTINUE TO FEBRUARY 18, 1986, TO ALLOW STAFF TO REVIEW A REQUEST TO LIMIT TRUCK TRAFFIC AS OPPOSED TO INSTALLING NEW STREET SIGNS. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-not present, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-208: (R-86-1263) RETURNED TO CITY MANAGER

Authorizing the execution of an agreement with Parkhaven Apartments No. 4 for the development and maintenance of a portion of Mountain View Park.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: Mountain View Park is located north of T Street between Boundary Street and 40th Street. All but the northerly one-half acre of the park is improved. Under the terms of the proposed agreement, the City and the developer, Parkhaven Apartments No. 4, will participate in the vacation of a portion of Boundary Street, adjacent to the unimproved park property. The vacated street will become part of Mountain View Park. The City will dedicate a 40-foot access road to the developer's property. The developer will provide street and park improvements and maintain the park improvements for two years. In addition, the developer will contribute \$5,000 to the City for the purchase of playground equipment for the park. Action by the Committee on Public Facilities and Recreation, on April 4, 1984, authorized the City Manager to negotiate the proposed agreement.

FILE: MEET

COUNCIL ACTION: (Tape location: A064-075; D420-434.)

Motion by Wolfsheimer to return to the City Manager. Second by McCarty. No vote taken.

MOTION BY JONES TO RETURN TO THE CITY MANAGER AND NOT EXECUTE THE AGREEMENT UNTIL THE DEVELOPER'S FEES ARE PAID. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-S400: (R-86-1248) ADOPTED AS RESOLUTION R-264983

Authorizing the Auditor and Comptroller to transfer an amount not to exceed \$4,738,474 to CIP-22-031.1, Sail Bay Development Phase II, as follows: \$2,088,000 from the Mission Bay Revenue Fund 10504; \$248,774 from the Mission Bay Revenue Fund 10504, CIP-13-003; \$299,828 from Federal Revenue Sharing Fund 18013, CIP-13-003; \$112,000 from Capital Outlay Fund 30245, CIP-13-003; \$1,460,000 from Capital Outlay Fund 30245, CIP-22-024.1; \$229,872 from Mission Bay Revenue Fund 10504, CIP-22-024.1; \$300,000 from Capital Outlay Fund 30245, CIP-23-404.2.

(Mission Bay Community Area. District-6.)

CITY MANAGER REPORT: Sail Bay is located in the northwest

corner of Mission Bay Park. Permits have been received from the California Coastal Commission, the California Regional Water Quality Control Board, the State Lands Commission and the U.S. Army Corps of Engineers for a project which will widen the beach and construct storm drain extensions. The estimated total project cost is \$6,655,260. The proposed project financing follows:

Previously authorized for professional services	\$ 223,260
CIP-22-031.1, Sail Bay Development, Phase II	1,693,526
CIP-13-003.0, Mission Bay Shore Protection	660,602
CIP-22-024.1, South Shores Development, Phase I	1,689,872
Mission Bay Revenue Fund No. 10504	2,088,000
CIP-22-404.2, Lake Murray Community Park, Phase II	300,000
	\$6,655,260

Changes in the scope of work required by the permit issuing agencies to mitigate perceived environmental impacts and the effect of inflation have significantly increased the project's estimated cost.

Aud. Cert. 86674.

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-S401: (R-86-1433) ADOPTED AS RESOLUTION R-264984

A Resolution approved by the City Council in Closed Session on Tuesday, January 21, 1986 by the following vote:

Wolfsheimer-yea; Cleator-yea; McColl-not present;
Jones-yea; Struiksma-yea; Gotch-yea; McCarty-yea;
Martinez-yea; Mayor-vacant.

Authorizing the City Manager to pay the total sum of \$100,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to Felix E. Olivier, Sr. and Raya Olivier; authorizing the City Auditor and Comptroller to issue one check in the amount of \$100,000 made payable to Felix E. Olivier, Sr. and Raya Olivier and their attorney, Virginia C. Nelson, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the complete and final settlement of Felix E. and Raya Olivier's personal injury claim as a result of the incident of May 24, 1982.

Aud. Cert. 86657.

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S402: (R-86-1430) ADOPTED AS RESOLUTION R-264985

Resolution of Intention to acquire approximately 7.5 acres of 34th Street Canyon, Cedar Ridge parcel, for the San Diego Open Space Park Facilities District No. 1.

(See City Manager Report CMR-86-13. Greater Golden Hill and Park North-East Community Areas. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 1/8/86. Recommendation to approve the acquisition of the 7.5 acre Cedar Ridge Site at 34th Street. Districts 2, 7 and 5 voted yea. District 1 voted nay. District 6 not present.

CITY MANAGER REPORT: Cedar Ridge is a 7.5 acre site adjacent to the 34th Street Canyon open space system, north of Highway 94 and west of I-15. At the January 8, 1986 Public Facilities and Recreation (PFR) Committee meeting, the Committee addressed an appraisal report on the site and a proposal of Council Member Martinez that it be acquired as open space. As stated in City Manager Report CMR-86-13, it is the Manager's recommendation that the City not plan to acquire this property. The PFR Committee voted to approve the acquisition. If the City Council approves this acquisition, it is recommended that the Manager be directed to report back to PFR on potential alternative impacts to the current acquisition plan, prior to any changes to that plan being implemented.

FILE: STRT - OS-11

COUNCIL ACTION: (Tape location: D263-419.)

MOTION BY MARTINEZ TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-nay, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-S403:

Two actions relative to the Ocean Beach Child Care Project, Inc.:
(Peninsula Community Area. District-2.)

Subitem-A: (R-86-1436) ADOPTED AS RESOLUTION R-264986

Approving the acceptance by the City Manager of that deed of R. Frances Brennan, Successor Trustee, granting to the City two single family residences located at 2031 and 2041 Chatsworth Boulevard, proposed to be leased to the Ocean Beach Child Care Project, Inc., a non-profit corporation, in portions of Lots 20, 21 and 22 , Block 17 of Point Loma Heights, Map-1106; authorizing the transfer of an amount not to exceed \$35,000 from CDBG Fund 18520, Dept. 5821, Org. 2101 (Contingencies) to CDBG Fund 18520, Dept. 5813, Org. 1316 (Ocean Beach Child Care Center); authorizing the expenditure of an amount not to exceed \$365,000 from CDBG Fund 18520, Dept. 5813, Org. 1316 (Ocean Beach Child Care Center) for the acquisition and renovation of the above-mentioned property.

Subitem-B: (R-86-1437) ADOPTED AS RESOLUTION R-264987

Certifying that the information contained in Environmental Negative Declaration END-84-0039 BG and the Finding of No Significant Impact by the U.S. Department of Housing and Urban Development Community Development Block Grant Program, issued in connection with the Ocean Beach Child Care Project, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines thereto, and that said declaration has been reviewed and considered by the Council.

CITY MANAGER REPORT: The authorization of funds will provide for the acquisition and remodeling of two adjacent single family residences at 2031 and 2041 Chatsworth Boulevard in the Peninsula Community. The City will own the properties and lease them to the Ocean Beach Child Care Project, Inc., a non-profit corporation. This will provide a permanent location at which Ocean Beach Child Care Project, Inc., can combine their two existing child centers to provide low-cost child care services (infant and preschool) to residents of the Ocean Beach and Point Loma areas. Improvements that are required as a condition of tentative approval of E.Q.D. State Licensing, and Conditional Use Permit agencies will be accomplished, after acquisition, by the City of San Diego Engineering and Development Department. Aud. Cert. 86651.

FILE: DEED - F-3222 DEEDFY86-1

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,

Martinez-yea, Mayor-vacant.

* ITEM-S404: (R-86-1434) ADOPTED AS RESOLUTION R-264988

Amending Resolution R-264734, dated December 16, 1985,
regarding Council liaison assignments, by amending Item 3,
Regional Employment Training Consortium (RETC) and Item 11,
Palm City Sanitation District, to read as follows:

3. REGIONAL EMPLOYMENT TRAINING CONSORTIUM (RETC)

Ed Struiksma - representative; William Jones - alternate
Bill Cleator - representative; Uvaldo Martinez - alternate

11. PALM CITY SANITATION DISTRICT

Ed Struiksma - representative; Uvaldo Martinez - alternate

FILE: MEET

COUNCIL ACTION: (Tape location: A096-123.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed
by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not
present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

19860203

ITEM-S405: (R-86-1445 Rev.1) ADOPTED AS RESOLUTION R-264998

Directing the City Clerk to schedule a public hearing for
consideration of the Residential-Cultural Zone amendments
to the La Jolla Commercial Areas Planned District Ordinance
and to give notice of such hearing in the manner provided
by the Municipal Code.

(La Jolla Community Area. District-1.)

FILE: LAND - La Jolla Commercial Areas Planned
District

COUNCIL ACTION: (Tape location: C060-455.)

MOTION BY WOLFSHEIMER TO ADOPT WITH HEARING TO BE HELD MARCH 18,
1986, AT 10:00 A.M. Second by Martinez. Passed by the
following vote: Wolfsheimer-yea, Cleator-yea, McColl-not
present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

19860203

ITEM-UC-1: (R-86-1498) ADOPTED AS RESOLUTION R-264989

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Excusing Council Member Mike Gotch from the City Council
meeting of Tuesday, February 4, 1986, for the purpose of

conducting official City business at the California Coastal Commission.

FILE: MEET

COUNCIL ACTION: (Tape location: D446-465.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Struiksma at 4:50 p.m.

FILE: MEET

COUNCIL ACTION: (Tape location: D466).

MOTION BY McCARTY TO ADJOURN IN HONOR OF THE MEMORY OF NANCY BLAIR. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-not present, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.